

IN THE SUPREME COURT OF MISSISSIPPI**No. 2015-CA-00997****OXFORD MANOR CONDOMINIUM HOMEOWNERS
ASSOCIATION, et al.****APPELLANTS****v.****BRIDGE PROPERTIES OF MISSISSIPPI, LLC,
A DELAWARE LIMITED LIABILITY COMPANY****APPELLEE**

**MOTION TO CONTINUE SUSPENSION OF BRIEFING SCHEDULE
SO AS TO EFFECTUATE SETTLEMENT AGREEMENT**

COME NOW Appellants, Oxford Manor Condominium Homeowners Association, Kirkley Investments, LLC, Yates Family Properties, L.P., Charles N. White, T. Andrew Pritchard, Betty S. Pritchard, Albert H. Laws, Stephen A. Laws, and The Paul E. Moyers 1989 Trust, together with Brooks Yates, Cross-Defendant in the portion of this action which remains pending in the Chancery Court of Lafayette County, and respectfully move this Court for an extension of the suspension of the briefing schedule granted by this Court's Order of November 17, 2015, so as to effectuate the settlement agreement reached by all parties to this appeal, and would show unto the Court in support thereof the following:

1. By Order of November 24, 2015, the Chancery Court ordered the parties to the portion of this action which remains pending in that Court to engage in mediation. On November 12, 2015, all parties to this appeal jointly moved this Court to suspend the briefing schedule so as to permit the mediation to take place. By Order of November 17, 2015, this Court suspended briefing through January 19, 2016.

2. On January 13, 2016, all parties met for mediation as ordered by the Chancery Court. On that date, an agreement was reached which included an agreement to dismiss this

appeal, as well as an agreement to execute an easement in favor of Plaintiff and Appellee Bridge Properties of Mississippi, LLC.

3. The process of preparing such an easement will necessarily take some time, as it requires the participation of counsel having expertise in real estate conveyancing who have not previously been involved in this litigation. In addition, the easement is likely to require the signatures of the owners of all eight units in Oxford Manor Condominium, none of whom are residents of Lafayette County. While the parties will work diligently to finalize the agreement, the logistics alone make clear that it will take a certain amount of time.

4. For these reasons, Movants respectfully request the suspension of the briefing schedule for an additional two weeks, through February 2, 2016, so that they may properly finalize all details of the settlement. It is their expectation that they will be able, at the conclusion of that period, to move for the dismissal of this appeal.

WHEREFORE, PREMISES CONSIDERED, Movants respectfully ask this Court for an extension until February 2, 2016, of the suspension of the briefing schedule so as to effectuate the settlement agreement reached among the parties.

RESPECTFULLY SUBMITTED,

Brooks Yates

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Oxford Manor Condominium Homeowners
Association; Kirkley Investments, LLC;

Yates Family Properties, L.P.; Charles N. White, Jr.; T. Andrew Pritchard; Betty S. Pritchard; Albert H. Laws; Stephen A. Laws; The Paul E. Moyers 1989 Trust

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CERTIFICATE OF SERVICE

I, the undersigned counsel, do hereby certify that I have this day electronically filed the foregoing with the Clerk of the Court using the MEC system, which sent notification of such filing to the following:

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This the 19th day of January, 2016.

/s/ Michael B. Wallace
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